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December 20, 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Application of Joseph Pilarski
Application No. 10/691,145
Filed October 22, 2003

Examiner: N/A
Group Art Unit: 1614
Confirmation No. 4969

Method for Food and Insulin Dose Management
for a Diabetic Subject

(Attorney Docket No. P27,363 USA)

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first-class mail, postage prepaid, in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on December 20, 2005.


Barbara G. Makariou

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT
PURSUANT TO 37 C.F.R. §1.97 (B)

Sir:

It is requested respectfully that the information identified on the enclosed Form PTO-1449 (Modified) be made of record and considered with respect to the above-referenced patent

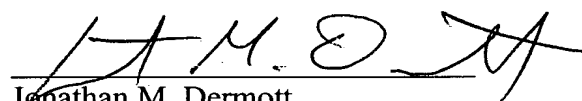
application. The Examiner is requested to indicate that each item on the enclosed Form PTO-1449 (Modified) has been considered by initialing and dating the enclosed Form and returning a copy of same to the undersigned.

A Request for Continued Examination was filed for the above-identified application on December 20, 2005. Accordingly, this Information Disclosure Statement is filed after the filing of the RCE but before a first Office Action on the merits. MPEP §609 B(1)(b). Thus, no fee is required.

Identification of information on the attached Form, or in this statement, is not an admission that such information is prior art to the invention claimed in the present application or that such information is in an analogous art area.

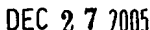
The Commissioner is authorized hereby to charge any fees or credit any overpayment associated with this Statement (copy enclosed) to Deposit Account Number 19-5425.

Respectfully submitted,


Jonathan M. Dermott
Registration No. 48,608

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Substitute for form 1041-A/PTO

(Use as many sheets as necessary)

Sheet	1	of	2
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Complete if Known

<i>Application Number</i>	10/691,145
<i>Filing Date</i>	October 22, 2003
<i>First Named Inventor</i>	Joseph Pilarski
<i>Art Unit</i>	1614
<i>Examiner Name</i>	N/A
<i>Attorney Docket Number</i>	P27,363USA

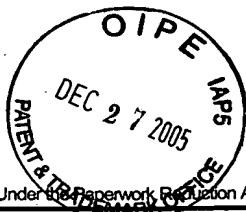
U.S. PATENT DOCUMENTS

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ³ - Number ⁴ - Kind Code ⁵ (<i>if known</i>)				
		EP0834825	08-04-1998	Rutscher		

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.¹ Applicant's unique citation designation number (optional).² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04.³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3).⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document.⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible.⁶ Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Sheet 2 of 2

Complete if Known

Application Number	10/691,145
Filing Date	October 22, 2003
First Named Inventor	Joseph Pilarski
Art Unit	1614
Examiner Name	N/A
Attorney Docket Number	P27,363USA

NON PATENT LITERATURE DOCUMENTS

Examiner Initials *	Cite, No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
		Joseph Pilarski and Eugenio Angueira. "Don't Spill the Sugar." 1997-2003 Grasshopper Middleware Inc., distributed by elife Publications Inc. Published November 2002.	
		B. Madrick. "Carbohydrate Counting." Http://www.diabetes.ca , updated May 2002, pp 1-3.	
		National Diabetes Information Clearinghouse (NDIC). "Diabetes Control and Complications Trial (DCCT)." Http://diabetes.niddk.nih.gov , NIH Publication No. 02-3874, October 2001 pp 1-5.	
		J. M. Lachin et al. "The Diabetes Control and Complications Trial (DCCT)." http://www.bsc.gwu.edu , pp 1-3.	
		"More details about the DCCT." Http://www.faqs.org , last update March 16, 2004, pp 1-3.	

Examiner
Signature

Date
Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional). ² Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 120 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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